

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

HUNTINGTON

RICHARD EDWARDS, JR.,

Plaintiff,

v.

CASE No.: 3:16-cv-01879  
Judge Robert C. Chambers

MCELLIOTTS TRUCKING, LLC;  
DANNY McGOWAN, individually and as  
an employee of McElliotts Trucking, LLC and/or  
as agent of Cardinal Transport;  
CARDINAL TRANSPORT, INC.:

**PLAINTIFF'S MOTION TO WITHDRAW PLAINTIFF'S MOTION TO ENFORCE  
SETTLEMENT AGREEMENT AGAINST DEFENDANTS MCELLIOTTS TRUCKING,  
LLC AND DANNY MCGOWAN AND REQUEST FOR HEARING**

Now comes the Plaintiff, Richard Edwards, Jr., by counsel, and notifies the Court that the Defendants have now fulfilled their settlement obligations to the Plaintiff. Therefore, the Plaintiff wishes to withdraw his earlier "Plaintiff's Motion to Enforce Settlement Agreement Against Defendants McElliots Trucking, LLC and Danny McGowan and Request for Hearing" as it is no longer necessary.

RICHARD EDWARDS

BY COUNSEL

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**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA**

**HUNTINGTON DIVISION**

RICHARD EDWARDS, JR.,

Plaintiff,

v.

Civil Action No. 3:16-1879

MCELLIOTTS TRUCKING, LLC;  
DANNY MCGOWAN, individually and as  
an employee of McElliotts Trucking, LLC and/or  
as agent of Cardinal Transport;  
CARDINAL TRANSPORT, INC;  
HAROLD MIDKIFF, individually as agent driver of McElliotts  
Trucking, LLC and/or as agent driver of  
Cardinal Transport, Inc.,

Defendants.

**CERTIFICATE OF SERVICE**

I, Connor D. Robertson, certify that I electronically filed *Plaintiff's Motion to Withdraw Plaintiff's Motion to Enforce Settlement Agreement Against McElliotts Trucking, LLC & Danny McGowan and Request for Hearing* with the court using CM/ECF system which will send notification to counsel of record:

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/s/ Connor Robertson  
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